JUDGE PRESKA:08-cv-03946-LAP

Wall Street Plaza

MeELROY, DEUTSCH, MULVANEY & CARPIN

3946

88 Pine Street, 24th Floor New York, New York, 10005. (212) 483-9490 Attorneys for Plaintiff. Kiewit Constructors. Inc.

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

KIEWIT CONSTRUCTORS, INC.,

Plaintiff.

٧.

BUILDING, CONCRETE, EXCAVATING & COMMON LABORERS UNION LOCAL NO. 731, OF GREATER NEW YORK,

Defendant.

Case No.

Civil Action

RULE 7.1 DISCLOSURE STATEMENT

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, and to enable judges and magistrates of the court to evaluate possible disqualification or recusal, the undersigned attorney of record for plaintiff, Kiewit Constructors, Inc., hereby certifies that Kiewit Construction Company is the parent corporation of Kiewit Constructors, Inc. that holds 10% or more of Kiewit Constructors, Inc.'s stock.

> Attorneys for Plaintiff, Kiewit Constructors, Inc.

Date: April 28, 2008

Mark A. Rosen (MAR 2030) Scott A. Levin (SL 9041)

McElroy, Deutsch, Mulvaney

& Carpenter, LLP

88 Pine Street – 24th Floor

New York. New York 10005

(212) 483-9490